

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF NORTH CAROLINA

CURTIS WARNER, on behalf of himself and all others similarly situated,)	
)	
)	18-cv-727
)	
Plaintiff,)	CLASS ACTION
v.)	
)	JURY TRIAL DEMANDED
)	
MIDLAND FUNDING, LLC, MIDLAND)	
CREDIT MANAGEMENT, INC., and)	
SMITH DEBNAM NARRON DRAKE)	
SAINTSING & MYERS, LLP,)	
)	
Defendants.)	
)	

NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff Curtis Warner, by counsel, respectfully notifies the Court of a recent decision relevant to Defendants' pending Motion to Compel Arbitration and Dismiss but was decided after the completion of briefing.

On March 15, 2019, the United States District Court for the Northern District of Illinois issued a ruling in *Folkerts v. Seterus, Inc.*, No. 17 C 4171, 2019 U.S. Dist. LEXIS 42347, 2019 WL 1227790 (N.D. Ill. Mar. 15, 2019). A copy of this decision is attached as **Exhibit A**.

Mr. Warner respectfully submits that the portion of *Folkerts* beginning on page *26 is relevant to the issue of the admissibility of certain statements contained in the Declarations of Andrea K. Dent (ECF#25-1) and Sean Mulcahy (ECF#25-2, ECF#36-2 & ECF#39-2) submitted by Defendants in support of their Motion.

This the 8th day of May, 2019.

Respectfully submitted,

/s/ Jonathan R. Miller

Jonathan R. Miller

N.C. State Bar No. 48224

Law Office of Jonathan R. Miller, PLLC,

d/b/a Salem Community Law Office

717 S. Marshall St., Ste. 105F

Winston-Salem, NC 27101

Telephone: 336-837-4437

Facsimile: 336-837-4436

Email: jmiller@salemcommunitylaw.com

Brian L. Bromberg

Bromberg Law Office, P.C.

26 Broadway, 21st Floor

New York, NY 10004

Tel: (212) 248-7906

Fax: (212) 248-7908

Email: brian@bromberglawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing document will be electronically served on the following persons by the Court's CM/ECF system:

Danielle Kara Greco

Ethan G. Ostroff

Caren D. Enloe

Laura E. Dean

Richard T. Boyette

Brian L. Bromberg

Dated: May 8, 2019

/s/ Jonathan R. Miller
Jonathan R. Miller